

Note: The Asbestos Control Program (Program) is providing the following draft version of the Program fee rules that are effective on November 22, 2007. The official version of the Program fee rules will not be available from the Secretary of State for several months.

The content of the following rules will not substantively change. However, the official version could have minor differences in grammar, punctuation, or rule numbering.

The draft rules provide as follows:

17.74.401 PERMITS FEES (1) Concurrent with submittal of an asbestos project permit application, the applicant shall submit a permit fee to the department as follows:

- (a) asbestos project permit ... 10.0% of the contract volume;
- (b) annual permit .....\$2,000; and
- (c) amendments to annual permit ..... \$600

(2) "Contract volume" means, for purposes of calculating the asbestos project permit fee, the itemized contract charges directly associated with conducting the asbestos project. If there is no itemization of charges, the total of all charges associated with the contract is the contract volume. The cost of the asbestos project permit fee is not included in the determination of the contract volume if the fee is separately itemized in the contract.

(3) The asbestos project permit applicant shall submit a copy of the contract to the department to verify the contract volume specified in the permit application.

(4) The fee for requested inspections of asbestos projects is \$500 for each inspection. (History: 75-2-503, MCA; IMP, 75-2-503, 75-2-504, MCA; NEW, 1989 MAR p. 2234, Eff. 1/1/90; AMD, 1993 MAR p. 549, Eff. 4/16/93; TRANS, from DHES, 1996 MAR p. 433; AMD, 2002 MAR p. 3599, Eff. 12/27/02; AMD, 2003 MAR p. 2624, Eff. 11/27/03; AMD, 2007 MAR p. xxxx, Eff. xxxxxx.)

17.74.402 ACCREDITATION AND ACCREDITATION RENEWAL FEES

(1) A person seeking accreditation or renewal of accreditation in an asbestos-related occupation shall pay a fee to the department. The fees for accreditation or renewal of accreditation are:

- (a) asbestos project worker .....\$ 45
- (b) asbestos project contractor/supervisor.....\$170
- (c) asbestos inspector .....\$170
- (d) asbestos management planner .....\$170
- (e) asbestos project designer .....\$170

(2) For accreditation or accreditation renewal based on completion of an initial or refresher training course that has been approved by another state having accreditation requirements at least as stringent as Montana's, a person shall pay a surcharge of \$15 plus the accreditation or accreditation renewal fee for an application under (1)(a), or \$35 plus the accreditation or accreditation renewal fee for an application under (1)(b) through (e).

(3) For simultaneous, i.e., on the same application with the same date, accreditation or accreditation renewal in more than one asbestos-related occupation, the fee is \$325 plus any applicable surcharges, or the total of the two highest fees plus any applicable surcharges for those two occupations, whichever is less. (History: 75-2-503, MCA; IMP, 75-2-503, MCA; NEW, 1989 MAR p. 2234, Eff. 1/1/90; AMD, 1993 MAR p. 549, Eff. 4/16/93; AMD, 1995 MAR p. 1579, Eff. 8/11/95; TRANS, from DHES, 1996 MAR p. 433; AMD, 2003 MAR p. 2624, Eff. 11/27/03; AMD, 2007 MAR p. xxxx, Eff. xxxxxx.)

17.74.403 COURSE APPROVAL FEES (1) A person seeking approval of a training course for accreditation in an asbestos-related occupation shall pay to the department a fee of \$1,100 per course. (History: 75-2-503, MCA; IMP, 75-2-503, MCA; NEW, 1989 MAR p. 2234, Eff. 1/1/90; TRANS, from DHES, 1996 MAR p. 433; AMD, 2003 MAR p. 2624, Eff. 11/27/03.)

17.74.404 COURSE AUDIT FEES (1) A person offering a training course or refresher course for accreditation in an asbestos-related occupation that is audited by the department, as required under subchapter 3, shall pay the following fees, as applicable, within 60 days after receiving a bill from the department:

(a) asbestos project worker course.....	\$480
(b) asbestos project contractor/supervisor course .....	\$800
(c) asbestos inspector course.....	\$800
(d) asbestos management planner course .....	\$480
(e) asbestos project designer course.....	\$480
(f) asbestos inspector course and asbestos management planner course presented in conjunction.....	\$960
(g) refresher course .....	\$200
(h) two or more refresher courses presented consecutively .....	\$320

(2) For audits of approved training courses and refresher courses offered outside the state of Montana, in addition to the fees required in (1), the course provider shall pay actual and necessary department staff travel expenses as defined and provided in 2-18-501 through 2-18-503, MCA. (History: 75-2-503, MCA; IMP, 75-2-503, MCA; NEW, 1989 MAR p. 2234, Eff. 1/1/90; AMD, 1993 MAR p. 549, Eff. 4/16/93; TRANS, from DHES, 1996 MAR p. 433; AMD, 2003 MAR p. 2624, Eff. 11/27/03; AMD, 2007 MAR p. xxxx, Eff. xxxxxx.)